

THE STATE OF OHIO

## PRECIPE

DS 1284949

Cuyahoga County

Case Number: CR-19- 636461 -A

To the Sheriff of Cuyahoga County:  
 You are hereby commanded to summon:  
 CUYAHOGA COUNTY DEPARTMENT OF LAW  
 2079 E. 9TH STREET  
 CLEVELAND, OH 44115-0000

JUDGE: PATRICIA COSGROVE  
 ROOM: CH3B

IN LIEU OF APPEARANCE, PLEASE PROVIDE THE MATERIALS IDENTIFIED IN THE ATTACHED DUCES TECUM. \*\*  
 SEE ATTACHMENTS\*\*

Please Call Defense Attorney: ROGER M SYNENBERG at (216) 622-2727 BEFORE Appearing

TO THE WITNESS

YOU ARE HEREBY ordered to appear, under penalty of law, before the COURT OF COMMON PLEAS, held at the Courts Tower - Justice Center, Lakeside and Ontario Streets, in the City of Cleveland, within and for said County, **on the 25th day of June, 2019, at 01:00 o'clock P.M.**, to testify to all and singular such matters and things which you may know in a certain action in court pending, and then and there to be determined, between the STATE OF OHIO, plaintiff, and **EMILY MCNEELEY (defendant 14506372)**, on the part of the DEFENSE.



WITNESS, NAILAH K. BYRD, Clerk Court of Common Pleas and the seal of said Court, as Cleveland, Ohio, this 29th day of May, A.D. 2019.

NAILAH K. BYRD, Clerk

by

## WITNESS CERTIFICATION

DATE	TIME	
	IN	OUT

The within named witness has been discharged and did appear on the following dates:

Before leaving the Courtroom, make sure the Prosecutor and/or Judge or Bailiff certifies the below form in order to correctly process your witness voucher. Take this completed certification to the Clerk's office - **SECOND LEVEL**.

PROSECUTOR, DEFENSE ATTORNEY AND/OR BAILIFF \_\_\_\_\_

DEPUTY CLERK \_\_\_\_\_ FILE DATE: \_\_\_\_\_

**TO THE WITNESS: BRING THIS COPY OF THE SUBPOENA AND I.D. WITH YOU.**

## NOTICE TO VICTIMS OF CRIME

If you are a Victim of a Violent Crime and have been injured, you may qualify for compensation under the Ohio Victims Of Crime Program. Call 1-800-824-8263 for further information or contact the Cuyahoga County Witness Victim Program at 443-7399.

# DEFENSE SUBPOENA

(Criminal Rule 17)

RECEIVED FOR FILING  
05/24/2019 12:00:07  
NAILAH K. BYRD, CLERK

THE STATE OF OHIO

Cuyahoga County

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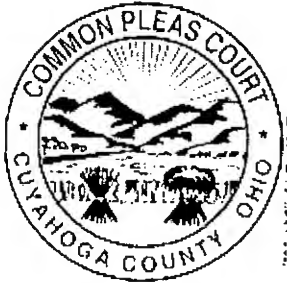
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### TO THE WITNESS

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WITNESS, NAILAH K. BYRD, Clerk Court of Common Pleas, and the seal of said Court, as Cleveland, Ohio, this 29th day of May, A.D. 2019.

NAILAH K. BYRD, Clerk

by

### FOR SHERIFF'S USE ONLY

#### RETURN OF SUBPOENA:

On \_\_\_\_\_, I \_\_\_\_\_ served the within named for him, them, at their usual place of business or residence, a true and certified copy thereof with all endorsements therein.

SHERIFF FEES			
Service and Returns .....	\$		CUYAHOGA COUNTY SHERIFF DEPT., Sheriff
Miles Traveled .....	\$		
Total .....	\$		
			Deputy Sheriff



Common Pleas Court of Cuyahoga County, Ohio

Nailah K. Byrd, Clerk of Courts

Defense Subpoena Criminal Rule 17 Worksheet

Case information:

Defendant: Emily McNeeley  
Case number: CR-19-636461-A  
Judge: Patricia Cosgrove  
Courtroom: To be determined  
Attorney/Pro Se Party: Roger M. Synenberg  
Bar number: 0032517  
Phone: 216-622-2727

To summon:

First name: Cuyahoga County Department of Law  
Last name: \_\_\_\_\_  
Address #1: 2079 E 9th St  
Address #2 (optional): \_\_\_\_\_  
City/State/Zip: Cleveland, Ohio 44115

☒ Attorney Service ☐ Sheriff Service  
☐ Process Server ☐ Other

To the witness:

In lieu of appearance, please provide the materials identified in the attached Duces Tecum.

Appearance:

Date: 6/25/2019  
Time: 1:00 P.M.  
Forthwith: ☐ Yes ☒ No

In lieu of E-Filing, this form is provided as a courtesy to allow the Clerk's staff to input information to generate a subpoena. This form is not meant for service. Please deliver the completed form to the 2<sup>nd</sup> floor Justice Center Cuyahoga County Clerk of Courts, Criminal Division.

Per Ohio Criminal Rules of Procedure 17(D): A subpoena may be served by a sheriff, bailiff, coroner, clerk of court, constable, marshal, or a deputy of any, by a municipal or township policeman, by an attorney at law or by any person designated by order of the court who is not a party and is not less than eighteen years of age. Service of a subpoena upon a person named therein shall be made by delivering a copy thereof to such person or by reading it to him in person or by leaving it at his usual place of residence, and by tendering to him upon demand the fees for one day's attendance and the mileage allowed by law. The person serving the subpoena shall file a return thereof with the clerk. If the witness being subpoenaed resides outside the county in which the court is located, the fees for one day's attendance and mileage shall be tendered without demand. The return may be forwarded through the postal service, or otherwise.

### **Duces Tecum to Cuyahoga County**

For the period of 6/1/17-present, provide the contents of any and all stored electronic communications, including but not limited to, opened, unopened and deleted e-mail messages, sent and received emails, sent and received emails with attachments, drafts, conversations, and calendars between [rdesimone@prosecutor.cuyahogacounty.us](mailto:rdesimone@prosecutor.cuyahogacounty.us) and the following Cuyahoga County employees:

Email Address	Cuyahoga County Employee
<a href="mailto:llockett@cuyahogacounty.us">llockett@cuyahogacounty.us</a>	Lenora Lockett
<a href="mailto:cswaisgood@cuyahogacounty.us">cswaisgood@cuyahogacounty.us</a>	Cory Swaisgood
<a href="mailto:mdgriffin@cuyahogacounty.us">mdgriffin@cuyahogacounty.us</a>	Mark Griffin
<a href="mailto:ddavtovich@cuyahogacounty.us">ddavtovich@cuyahogacounty.us</a>	Debbie Davtovich
<a href="mailto:mkeenana@cuyahogacounty.us">mkeenana@cuyahogacounty.us</a>	Maggie Keenan
<a href="mailto:dkennedy@cuyahogacounty.us">dkennedy@cuyahogacounty.us</a>	Dennis Kennedy
<a href="mailto:kschaefer@cuyahogacounty.us">kschaefer@cuyahogacounty.us</a>	Katie Schaefer
<a href="mailto:jmio@cuyahogacounty.us">jmio@cuyahogacounty.us</a>	Jeremy Mio
<a href="mailto:rtiozzi@cuyahogacounty.us">rtiozzi@cuyahogacounty.us</a>	Bob Triozzi
<a href="mailto:ropre@cuyahogacounty.us">ropre@cuyahogacounty.us</a>	Rich Opre
<a href="mailto:myoung@cuyahogacounty.us">myoung@cuyahogacounty.us</a>	Michael Young
<a href="mailto:jhay@cuyahogacounty.us">jhay@cuyahogacounty.us</a>	James (Jim) Hay

**\*Records should be provided in .pst format where applicable.**

Records may be delivered via fax, e-mail, or mail to the following:

Roger M. Synenberg, Esq.  
Clare C. Moran, Esq.  
Matthew A. Kurz, Esq.  
Synenberg & Associates, LLC  
55 Public Square, Ste. 1331  
Cleveland, Ohio 44113  
Fax: 216-622-2707  
Email: [rsynenberg@aol.com](mailto:rsynenberg@aol.com); [cmoran@synenberg.com](mailto:cmoran@synenberg.com); [mkurz@synenberg.com](mailto:mkurz@synenberg.com)

If you have any questions, please contact Roger Synenberg, Clare Moran or Matthew Kurz at 216-622-2727.